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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application Of: ) Prior Application No.: 09/199,888  
Gerhard WEIGLHOFFER et al ) Allowed: October 02, 2000  
Title: 3D STEREO REAL-TIME SENSOR ) Batch No.: T11  
SYSTEM, METHOD AND COMPUTER ) Filing Date: November 24, 1998  
PROGRAM THEREFOR ) Grp Art Unit: 2871  
Attorney Docket No.: 24461-003CPA ) Examiner: Phu K. Nguyen  
Phone: 703-305-9796

## Certification under 37 CFR 1.10

Mailing Date: December 18, 2000

Express Mail Label No.: EL 693 202 980 US

I hereby certify that the application/correspondence attached hereto is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" under the above Label Number under 37 CFR 1.10, on the above stated date, addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Name: Joel Gat

Signature:

## BOX CPA

The Assistant Commissioner for Patents  
The United States Patent and Trademark Office  
Washington, DC 20231

RECEIVED  
DEC 22 2000  
Technology Center 2600CONTINUED PROSECUTION APPLICATION  
REQUEST UNDER 37 C.F.R. §1.53(d)

Dear Sir:

This is a request for the filing of a continuation application under the Continued Prosecution Application Procedure, 37 C.F.R. §1.53(d) of the following parent application from which the present application claims benefit under 35 U.S.C. §120.

Please note the parent application was allowed on October 2, 2000 (Batch No T11), but that the Issue Fee, presently due January 2, 2001, has not been paid. Applicants elect to proceed with this CPA to consider references cited in the priority case's EP Search Report and will not be paying the Issue Fee until after allowance of this CPA. No abandonment of the subject matter of this and the parent case is intended.

Prior Application:

Application No: 09/199,888

Allowed: October 02, 2000

Batch No.: T11

12/21/2000 GTEFFERA 00000107 09199888

01 FC:231  
02 FC:202355.00 OP  
80.00 OP

Filing Date: **November 24, 1998**

Inventors (as filed): **Gerhard WIEGLHOFER**

Title (as filed): **3D STEREO REAL-TIME SENSOR SYSTEM,  
METHOD AND COMPUTER PROGRAM THEREFOR**

Total Pages, as filed: **43** (inc. specification, claims, abstract, and drawing sheets)

**Papers filed herewith:**

- ☒ Information Disclosure Statement (IDS) (37 CFR 1.56, 1.97 and 1.98)
- ☒ Copies of the IDS citations are enclosed.
- ☒ PTO Form 1449 with IDS citations.
- ☐ Preliminary Amendment
- ☐ Assignment of Inventors and Assignment Recordation Cover Sheet
- ☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
- ☐ A small entity statement is enclosed.
- ☒ **Return postcard**
- ☒ **Check No. 1131 for fees.**

**Further Instructions and Information:**

- ☒ In addition to the provided IDS, please use any IDS and the references previously cited by or submitted to the PTO in the prior application.
- ☐ Please enter the un-entered amendment previously filed on \_\_\_\_\_ under 37 CFR 1.116 in the prior application.
- ☐ Please delete the name(s) of the following person(s) named as inventor(s) in the prior application:
- ☒ Small entity status:
  - ☒ A small entity statement was filed in the prior application and such status is still proper and desired.
  - ☐ Is no longer claimed.
- ☒ The prior application is assigned to **3-D Image Processing GmbH.**

[X] Applicants claim priority under 35 U.S.C. §§ 119(a) and 365(b) of the following foreign Applications:

Germany, P 197 52 047.2      Filed 24 November 1997

Germany, P 198 51 993.1      Filed 11 November 1998

**Please address all future written and telephone communication to:**

**Jacques M. Dulin, Esq.**, Reg. No. 24,067  
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**Fee Payment and Deposit Account Authorization**

Applicant is a:

☒ **Small Entity**

☐ Large entity.

The filing fee is calculated below:

Basic Filing Fee (\$355/710):	<b>\$355</b>
Total claims 20-20=0 (\$9/18 each):	<b>\$0</b>
Independent claims: 5-3=2 (\$40/80 each)	<b>\$80</b>
Multiple dependent claims: 0 (\$135/270 each)	<b>\$0</b>
Fee for extension of time in prior application:	<b>\$0</b>
Recordation of Assignment: (@ \$40 each application)	<b>\$0</b>
<b>TOTAL FEE DUE:</b>	<b><u>\$435</u></b>

☒ **The filing fee is being paid by the enclosed check #1131 in the amount of \$435.**

☐ Please charge Deposit Account No. 04-1699 in the amount of \$ \_\_\_\_ to cover the above fees, and charge any additional fees or credit any overpayments to that account. A duplicate copy of this sheet is enclosed.

☐ The filing fee will be paid timely in response to a 1533 Notice of Missing Parts.

[X] Any extension of time necessary to insure copendency of this CPA case with its parent, and the filing fee and any surcharge under 37 CFR 1.16, any patent application processing fees under 37 CFR 1.17 and patent issue fees under 37 CFR 1.18 are intended to be paid by our firm as they arise. As no abandonment is intended by any inadvertent nonpayment of fees, the Commissioner is hereby authorized to charge payment of such fees as from time to time come due, if not paid prior to due date, to our Deposit Account No. 04-1699.

It is requested and understood that this application under 37 C.F.R §1.53(d) will use the file jacket and contents, including specification, drawings, and oath or declaration, of the prior application, and will be assigned the same application number. This application discloses and claims only subject matter disclosed in the prior application.

Please abandon the prior application at the filing date accorded to this new application, said abandonment being at a time while the prior application is pending or when any request for extension of time or petition to revive in that prior application is granted, so as to make this new application co-pending with said prior application.

The examiner is invited to contact undersigned counsel to discuss any prosecution issues that may arise in the consideration of the IDS references, filed of even date herewith.

Date: Dec 18, 2000

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Respectfully submitted,  
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